

AO 239 (01/09; Minn. Dist. Ct. MODIFIED 10/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

UNITED STATES DISTRICT COURT

for the

District of Minnesota



JIN CLARK, JIN CLARK, PA.

Plaintiff/Petitioner

v.

wells fargo, N.A. et al

Defendant/Respondent

Civil Action No.

APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS
(Long Form)

Affidavit in Support of the Application

Instructions

I am a plaintiff or petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested. I declare under penalty of perjury that the information below is true and understand that a false statement may result in a dismissal of my claims.

Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Signed:

Date: 10-11-2012

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly income amount during the past 12 months		Income amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Self-employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Income from real property (such as rental income)	\$ 0	\$ N/A	\$ 0	\$ N/A
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 0	\$ N/A	\$ 0	\$ N/A
Alimony	\$ 0	\$ N/A	\$ 0	\$ N/A
Child support	\$ 0	\$ N/A	\$ 0	\$ N/A

AO 239 (01/09; Minn. Dist. Ct. MODIFIED 10/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ N/A	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ 0	\$ N/A	\$ 0	\$ N/A
Unemployment payments	\$ 0	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ 203	\$ N/A	\$ 203	\$ N/A
Other (specify):	\$ 0	\$ N/A	\$ 0	\$ N/A
Total monthly income:	\$ 203.00	\$ 0.00	\$ 203.00	\$ 0.00

2. List your employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of employment	Gross monthly pay
NONE			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of employment	Gross monthly pay
N/A			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 240⁰⁰

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
WINGS CREDIT UNION	SAVINGS / CHECKING	\$	\$ 0
		\$	\$
		\$	\$

If you are a prisoner, you must have an authorized prison official complete the Certificate of Authorized Prison Official provided on Page 6 of this application. The certificate must be filed with this application.

AO 239 (01/09; Minn. Dist. Ct. MODIFIED 10/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Assets owned by you or your spouse	
Home (Value) APPROX MORTGAGE \$15,000	\$ 52,000
Other real estate (Value)	\$ 0
Motor vehicle #1 (Value)	\$ 0
Make and year:	
Model:	
Registration #:	
Motor vehicle #2 (Value)	\$ 0
Make and year:	
Model:	
Registration #:	
Other assets (Value)	\$ 0
Other assets (Value)	\$ 0

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
NONE	\$	\$
	\$	\$
	\$	\$

7. State the persons who rely on you or your spouse for support.

Name (or, if under 18, initials only)	Relationship	Age
MYSELF	SELF	55

AO 239 (01/09; Minn. Dist. Ct. MODIFIED 10/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (including lot rented for mobile home) Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	\$ 0	\$ N A
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 100 ⁰⁰	\$ N A
Home maintenance (repairs and upkeep)	\$ 30 ⁰⁰	\$ N A
Food	\$ Food Stamps	\$ N A
Clothing	\$ 20 ⁰⁰	\$ N A
Laundry and dry-cleaning	\$ 6 ⁰⁰	\$ N A
Medical and dental expenses	\$ 0	\$ N A
Transportation (not including motor vehicle payments)	\$ 31 ⁵⁰	\$ N A
Recreation, entertainment, newspapers, magazines, etc.	\$ 5 ⁰⁰	\$ N A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's:	\$ 0	\$ N A
Life:	\$ 0	\$ N A
Health:	\$ 0	\$ N A
Motor vehicle:	\$ 0	\$ N A
Other:	\$ 0	\$ N A
Taxes (not deducted from wages or included in mortgage payments) (specify):	\$ 0	\$ N A
Installment payments		
Motor vehicle:	\$ 0	\$ N A
Credit card (name):	\$ 0	\$ N A
Department store (name):	\$ 0	\$ N A
Other:	\$ 0	\$ N A
Alimony, maintenance, and support paid to others	\$ 0	\$ N A

AO 239 (01/09; Minn. Dist. Ct. MODIFIED 10/09) Application to Proceed in District Court Without Prepaying Fees or Costs (Long Form)

Regular expenses for operation of business, profession, or farm (<i>attach detailed statement</i>)	\$ 0	\$ N/A
Other (<i>specify</i>):	\$ 0	\$ N/A
Total monthly expenses:	\$ 192.00	\$ 0.00

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

10. Have you paid — or will you be paying — an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? \$ _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid — or will you be paying — anyone other than an attorney (*such as a paralegal or a typist*) any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? \$ _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of these proceedings.

13. Identify the city and state of your legal residence.

MINNEAPOLIS, MINNESOTA

Your daytime phone number: 612 516 2853

Your age: 55 Your years of schooling: 6ED

Last four digits of your social-security number: 7324

Prisoners: The following Certificate page *must* be completed by an authorized prison official and provided with this application.

State of Minnesota

District Court

County

HENNERIN

Judicial District:

FOURTH

FILED Court File Number:

27 CV 11-11012

Case Type:

2011 MAY 17 AM 10:02

Peter Rickmyer a/k/a Stephenson

Plaintiff/Petitioner

Order

☐ DENYING☒ GRANTINGIn Forma Pauperis Application
(Minn. Stat. § 563.01)

Joan Fabian, et al.

Defendant/Respondent

Order Denying In Forma Pauperis Application

Based on the affidavit of the applicant and the authority of M.S. 563.01, the Court FINDS:

- ☐ The action is frivolous
- ☐ The applicant is not found to be indigent and is not entitled to proceed in forma pauperis.

IT IS ORDERED THAT: Applicant's request to proceed in forma pauperis is **denied**.

Dated: _____

Judge of District Court

Order Granting In Forma Pauperis Application

Based on the affidavit of the applicant Peter Stephenson aka Peter Rickmyer and the authority of M.S. § 563.01, the Court FINDS: The applicant's claims are not frivolous and applicant is indigent and is entitled to proceed in forma pauperis *with respect to that petition.*

IT IS ORDERED THAT:

1. The applicant is authorized to proceed in forma pauperis "without prepayment of fees, costs and security." Minn. Stat. § 563.01 Subd. 3.
2. All necessary pleadings in this proceeding shall be served by the Sheriff of the appropriate county as requested without payment of any fees or costs, AND
3. If funds are recovered by either settlement or judgment in this action, the costs deferred and expenses directed by the Court to be paid in this order shall be included in such settlement or judgment and shall be paid directly to the Court Administrator by the opposing party.
4. This order expires one year from the date of this order, unless otherwise amended or altered by the court.

Dated: May 16, 2011

James J. Moom
Judge of District Court